

DECLARATION AND POWER OF ATTORNEY OR AUTHORIZATION OF AGENT FOR
PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled METHOD AND APPARATUS FOR REMOTELY MONITORING AND CONTROLLING POOL OR SPA, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY AND/OR AUTHORIZATION OF AGENT: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s): (1) to prosecute this application and any and all divisions, reissues, extensions, continuations, or continuation-in-parts thereof, as well as any and all international and foreign counterparts thereof, in the United States and throughout the world; (2) to represent me and transact all business connected therewith in the United States Patent and Trademark Office and any and all competent International Authorities; and (3) to make or receive payments on my behalf in connection therewith:

Attorney(s): J. Mark Holland, Reg. 32,416
Tom H. Dao, Reg. 44,641

Send correspondence to:

J. Mark Holland
J. Mark Holland & Associates,
a Professional Law Corporation
3 Civic Plaza, Suite 210
Newport Beach, California 92660
PTO Customer Number 21,259

☒ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar
code label here)

Direct telephone calls to:

J. Mark Holland
(949) 718-6750

Tim Clark
NAME OF INVENTOR



Signature of Inventor

05/30/01

Date

Residence: 117 Ryan Ave.
Mill Valley, California 94941


Citizenship: United States

Post Office (Correspondence) Address: (Same as residence address)

05/30/2001 14:41 714-384-0311 DAVID J CLINE PAGE 02
Sent By: J Mark Holland and Associates; 9497186756; May-29-01 11:10; Page 30/33

Docket No. VTTI-P2702

Stephen J. Scherer
NAME OF INVENTOR


Signature of Inventor


5-30-01
Date

Residence: 2331 Fig Tree Drive
Tustin, California 92780

Citizenship: United States

Post Office (Correspondence) Address: (Same as residence address)

Paul A. Rosenau
NAME OF INVENTOR


Signature of Inventor

5/30/01
Date

Residence: 2104 N. Olive St
Santa Ana, CA 92626

Citizenship: United States

Post Office (Correspondence) Address: (Same as residence address)

Z:\WINWORD\VTTP2702\2702POA.DOC

ASSIGNMENT

WHEREAS, Tim Clark, an individual residing at 117 Ryan Ave., Mill Valley, California 94941, Stephen J. Scherer, an individual residing at, 2331 Fig Tree Drive, Tustin, California, and Paul A. Rosenau, an individual residing at 2104 N. Olive Street, Santa Ana, California, are the original, first and joint inventors of a certain invention as described and/or claimed in an application for Letters Patent of the United States, as follows:

| | |
|-------------|---|
| Title: | METHOD AND APPARATUS FOR REMOTELY MONITORING AND CONTROLLING POOL OR SPA |
| Serial No.: | |
| Filed: | June 1, 2001 |
| Inventors: | Tim Clark, Stephen J. Scherer and Paul A. Rosenau |

WHEREAS, , a corporation having a principal place of business at , is desirous of acquiring the entire and exclusive right, title, and interest, together with all rights of priority, in and to said invention in the United States of America and throughout the world, and in and to any Letters Patent which may be granted and issued therefor;

NOW THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the said Tim Clark, Stephen J. Scherer and Paul A. Rosenau, by these presents do hereby sell, assign, transfer, and set over unto the said , its successors and assigns, the entire and exclusive right, title and interest, together with all rights of priority, in and to said invention, in the United States and throughout the world, and in and to any Letters Patent which may be granted and issued therefor, and in and to any Letters Patent which may be granted and issued for any division, reissue, extension, continuation, or continuation-in-part thereof, as well as all foreign counterparts thereof, the same to be held and enjoyed by , its successors and assigns to the full ends of the terms of all said Letters Patent therefor which may be granted.

AND WE HEREBY AUTHORIZE to make applications for and to receive Letters Patent for said invention in any foreign countries in its own name, or in our name, at its election.

AND WE HEREBY COVENANT AND AGREE that we will execute or procure any further necessary assurance of title to said invention and any Letters Patent which may issue therefor and that we will, at any time, upon the request and at the expense of , deliver any testimony in any legal proceedings and execute all papers that may be necessary or desirable to perfect the title to said invention or any Letters Patent which may be granted therefor in , its successors and assigns, and that we will, at any time, upon the request and at the expense of , execute any division, reissue, extension, continuation, continuation-in-part or any other additional applications for Letters Patent for said invention or any part or parts thereof, all of which applications and any Letters Patent issuing thereon are hereby assigned to , and will make all rightful oaths, and do all lawful acts requisite for procuring the same therein, without further compensation, but at the expense of , its successors and assigns.

AND WE HEREBY AUTHORIZE AND REQUEST the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States for said invention, resulting from any of the aforesaid applications to said .

IN WITNESS WHEREOF, the undersigned have executed this Assignment, at the location and on the date or dates indicated below.

Signed at San Anselmo, in the State of California.
(City) (State)

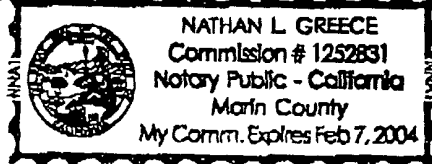
Tim Clark
NAME OF INVENTOR

[Signature]
Signature of Inventor

05/30/01
Date

STATE OF California)
COUNTY OF MARIN) SS.

On this 30th day of MAY, 2001, before me appeared Tim Clark, to me known, and known by me to be the person described in and who signed the foregoing instrument, and who acknowledged that he signed it as a free act of his own free will and for the purposes set forth.



[Signature]
Notary Public

My Commission Expires: 2 Feb 04

Signed at Tustin, in the State of California.
(City) (State)

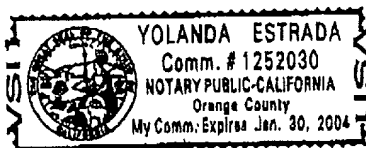
Stephen J. Scherer
NAME OF INVENTOR

[Signature]
Signature of Inventor

5-30-01
Date

STATE OF California)
COUNTY OF Orange) SS.

On this 30 day of May, 2001, before me appeared Stephen J. Scherer, to me known, and known by me to be the person described in and who signed the foregoing instrument, and who acknowledged that he signed it as a free act of his own free will and for the purposes set forth.



Yolanda Estrada
Notary Public

My Commission Expires: Jan. 30, 2004

Signed at Tustin, in the State of California.
(City) (State)

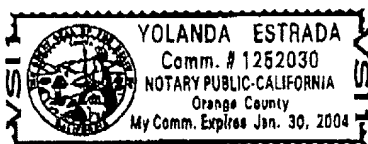
Paul A. Rosenau
NAME OF INVENTOR

[Signature]
Signature of Inventor

5/30/01
Date

STATE OF California)
COUNTY OF Orange) SS.

On this 30 day of May, 2001, before me appeared Paul A. Rosenau, to me known, and known by me to be the person described in and who signed the foregoing instrument, and who acknowledged that he signed it as a free act of his own free will and for the purposes set forth.



Yolanda Estrada
Notary Public

My Commission Expires: Jan. 30, 2004

X:\WINWORD\VTI\P2702\Q701A.SRI.DOC